

R-10-49

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION REPEALING RESOLUTION NO. 7335 WHICH  
DECLARED 906 WEST 43<sup>RD</sup> STREET IN THE CITY OF NORTH  
LITTLE ROCK, ARKANSAS TO BE A PUBLIC NUISANCE AND  
CONDEMNED IT; AND FOR OTHER PURPOSES.**

WHEREAS, Resolution No. 7335 was passed on October 27, 2008 by the City Council of North Little Rock, whereby the structure at 906 West 43<sup>rd</sup> Street (owned at the time by Hilda G. Cochran) was declared a nuisance and condemned; and

WHEREAS, the property was later sold to Juan Bustamante who requested a period of time to rehabilitate the property, which request was granted pursuant to Resolution No. 7414 passed by City Council on March 9, 2009, resulting in an Agreement to Rehabilitate Property between the City and Mr. Bustamante, who also tendered his escrow payment for \$1,500.00 (representing the estimated cost to raze the nuisance structures on the subject property) as security in the event of default on the agreement; and

WHEREAS, Mr. Bustamante has obtained a certification of completion on the rehabilitation work, and the property no longer constitutes a public nuisance; and

WHEREAS, the \$1,500.00 escrow payment should be returned to Mr. Bustamante, the condemnation rescinded, and Resolution No. 7335 repealed.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS:

SECTION 1: That Resolution No. 7335, which was adopted by this City Council on October 27, 2008, is hereby repealed, and the condemnation of 906 West 43<sup>rd</sup> Street (East 50' of North 140' of Lot 10, Block 1, Henry's Addition to the City of North Little Rock, Pulaski County, Arkansas) is hereby rescinded.

SECTION 2: That the escrow payment in the amount of \$1,500.00 shall be returned to Mr. Juan Bustamante.

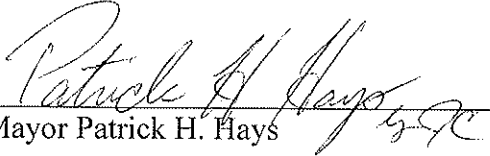
SECTION 3: That this Resolution shall be in full force and effect from and after its passage and approval.

PASSED:

APPROVED:

\_\_\_\_\_  
Mayor Patrick H. Hays

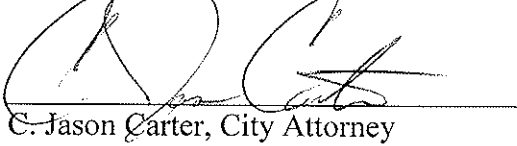
SPONSOR:

  
Mayor Patrick H. Hays

ATTEST:

\_\_\_\_\_  
Diane Whitbey, City Clerk

APPROVED AS TO FORM:

  
C. Jason Carter, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/b

FILED 11:22 A.M. \_\_\_\_\_ P.M.

BY City Atty Carter

DATE 4-6-10

Diane Whitbey, City Clerk and Collector  
North Little Rock, Arkansas

RECEIVED by A. Hodge